

50H.

Where it shall appear after an administrative review that by reason of the physical or mental condition of the applicant or by reason of a prior criminal record that the public convenience and necessity requires that an application for a license be denied, the applicant shall have the right to request a hearing by the Commission and the Commission may in its discretion have such hearing conducted by the taxicab hearing officer. If after hearing, the Public Service Commission shall refuse to issue a license, the applicant shall have the right to appeal from such refusal in the same manner as appeals may now be taken from other actions of the Public Service Commission.

50-I

The Commission may issue a temporary license and badge to an applicant for a period not exceeding thirty (30) days.

Article 27 - Crimes and Punishments

754B.

(A) SUBJECT TO THE PROVISIONS OF §§ 742 THROUGH 755 OF THIS ARTICLE, THE PUBLIC SERVICE COMMISSION OR A COUNTY OR MUNICIPAL CORPORATION MAY REQUEST A CRIMINAL BACKGROUND RECORD CHECK ON AN APPLICANT FOR A TAXICAB DRIVER'S LICENSE FROM THE CRIMINAL JUSTICE INFORMATION SYSTEM CENTRAL REPOSITORY OF THE DEPARTMENT OF PUBLIC SAFETY AND CORRECTIONAL SERVICES.

(B) ON ANY REQUEST FOR A CRIMINAL BACKGROUND RECORD CHECK MADE BY THE PUBLIC SERVICE COMMISSION UNDER ARTICLE 78, § 50H OF THE CODE OR BY A COUNTY OR MUNICIPAL CORPORATION, THE ~~COMMISSION~~ APPLICANT FOR A TAXICAB DRIVER'S LICENSE SHALL PAY TO THE DEPARTMENT ANY REQUIRED PROCESSING FEE AND ADMINISTRATIVE COST.

(C) WHEN A REQUEST IS MADE TO THE CENTRAL REPOSITORY UNDER SUBSECTION (A) OF THIS SECTION, THE CENTRAL REPOSITORY SHALL CONDUCT ITS RECORD CHECK AND ISSUE A REPORT TO THE PUBLIC SERVICE COMMISSION OR THE COUNTY OR MUNICIPAL CORPORATION WITHIN 25 CALENDAR DAYS OF THE REQUEST.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July 1, 1991. It shall remain effective for a period of one year and, at the end of June 30, 1992, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.

Approved May 24, 1991.